

**Declaration and Power of Attorney for Patent Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, on the invention entitled METHOD AND SYSTEM FOR OBTAINING A DISCOVERED PRICE, the specification of which

☒ is attached hereto.

☐ was filed on \_\_\_\_\_  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

_____	_____	_____	Priority Claimed	
(Number)	(Country)	(Day/Month/Year)	<input type="checkbox"/>	<input type="checkbox"/>
			Yes	No

Prior Foreign Application(s)

_____	_____	_____	Priority Claimed	
(Number)	(Country)	(Day/Month/Year)	<input type="checkbox"/>	<input type="checkbox"/>
			Yes	No

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

\_\_\_\_\_

002020 00190000

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)

(Application Serial No.)

(Filing Date)

(Status)

I or we hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C. 20004

G. Franklin Rothwell, Reg. No. 18,125  
E. Anthony Figg, Reg. No. 27,195  
Barbara G. Ernst, Reg. No. 30,377  
George R. Repper, Reg. No. 31,414  
Bart G. Newland, Reg. No. 31,282  
Vincent M. DeLuca, Reg. No. 32,408  
Celine Jimenez Crowson, Reg. No. 40,357  
Joseph A. Hynds, Reg. No. 34,627  
Mark I. Bowditch, Reg. No. 40,315  
Robert J. Jondle, Reg. No. 33,915  
Jeffrey W. Rennecker, Reg. No. 40,784  
Kenneth M. Fagin, Reg. No. 37,615  
Don M. Kerr, Reg. No. 22,720  
Jeffrey L. Ihnen, Reg. No. 28,957  
Stephen A. Saxe, Reg. No. 38,609  
Glenn E. Karta, Reg. No. 30,649  
Martha Cassidy, Reg. No. 44,066

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

00000-88156760

FIRST NAMED INVENTOR	SIGNATURE	DATE
David Cushing	<i>David C. Cushing</i>	1/28/00
RESIDENCE	CITIZENSHIP	
4 JONAS STONE CIRCLE LEXINGTON, MA 02420		USA
POST OFFICE ADDRESS		
4 JONAS STONE CIRCLE LEXINGTON MA 02420		
SECOND NAMED INVENTOR	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
THIRD NAMED INVENTOR	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		
FOURTH NAMED INVENTOR	SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		

Applicant or Patentee: David Cushing  
Serial or Patent No.: \_\_\_\_\_ Attorney's Docket No. 2566-104A  
Filed or Issued: \_\_\_\_\_  
For: METHOD AND SYSTEM FOR OBTAINING A DISCOVERED PRICE

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf  
of the concern identified below:

NAME OF CONCERN ITG, Inc.  
ADDRESS OF CONCERN 380 Madison Avenue, New York, New York 10017

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled METHOD AND SYSTEM FOR OBTAINING A DISCOVERED PRICE by inventor(s) David Cushing described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any application issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING DAVID C. CUSHING

TITLE OF PERSON OTHER THAN OWNER MANAGING DIRECTOR

ADDRESS OF PERSON SIGNING 4 JONAS STONE CIRCLE, LEXINGTON, MA 02420

SIGNATURE \_\_\_\_\_

Date \_\_\_\_\_

1/28/00

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